

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DONALD MILES,

Plaintiff

v.

ANDREW KROWIAK, *et al.*,

Defendants

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3:19-CV-2091  
(JUDGE MARIANI)

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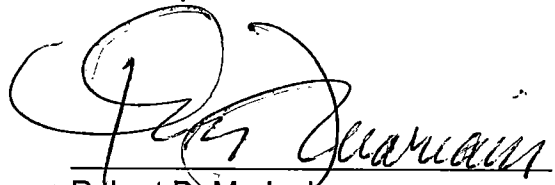
MAY 16 2023

PER   
DEPUTY CLERK

ORDER

AND NOW, THIS 15<sup>th</sup> DAY OF MAY, 2023, upon review of Magistrate Judge Susan Schwab's Report & Recommendation ("R&R") (Doc. 43) for clear error or manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The R&R (Doc. 43) is **ADOPTED** for the reasons stated therein.
2. Defendants' Motions to Dismiss (Docs. 7, 15) are **GRANTED**. Plaintiff's federal claims are **DISMISSED WITHOUT LEAVE TO AMEND**.
3. Pursuant to 28 U.S.C. § 1367(c)(3), the Court **DECLINES** to exercise supplemental jurisdiction over Plaintiff's state law claims for assault and battery and false imprisonment. Plaintiff's state law claims are **DISMISSED WITHOUT PREJUDICE**.
4. The Clerk of Court is directed to **CLOSE** the above-captioned action.

  
Robert D. Mariani  
United States District Judge